7729115/2023/VIGILANCE-HCD01

GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

Public Services – Water Resources Department – Vigilance and Enforcement Report – Allegations of irregularities and corruption in procurement of screw Gearing (SG) shutters under Vamsadhara Project in Srikakulam District- Disciplinary proceedings initiated against Sri M. Vasudeva Rao, the then AE, B.R.R.V.P Investigation Division, Amadalavalasa, now Retd., – Charged officer expired on 16.12.2021- Further action abated under Rule 9(7) of the A.P. Revised pension Rules, 1980- Orders – Issued.

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WATER RESOURCES (VIG.I) DEPARTMENT

G.O.Rt.No 352 **Dated: 02.08.2023**

Read the following:

1. From the General Administration (V&E) Department Vigilance Report No. 16 (1363/V&E/EI/2008) dt. 25.03.2009.
2. G.O.Rt.No.1337, I&CAD (SER.VII(V&E.2), Dated:03.08.2009.
3. G.O.Rt.No.1716 I&CAD (SER.VII(V&E.2), Dated:31.10.2009.
4. From Sri M. Vasudeva Rao, the then AE, Written Statement of Defense on 27.11.2009.
5. G.O.Rt.No.403,I&CAD(SER.VII(V&E.2) Department, dt.31.03.2012.
6. Sri K. Sahadeva Reddy, COI, GAD , Inquiring Authority has submitted his inquiry report in D.O.Lr.No.105/COI,KSR/2012, dated: 16.04.2013.
7. Memo No.10794/Ser.VII(V&E)/2009-32,dt.24.05.2013.
8. Sri M. Vasudeva Rao the then AE (Retd.,), explanation on 30.09.2013.
9. Memo No.10794/Ser.VII(V&E)/2009,dt.19.03.2021.
10. From the Hon'ble High Court of Andhra Pradesh at Amaravathi, order dt.17.03.2023 in W.P.No.6574/2023.
11. From the Engineer-in-Chief (Admin), WRD, Vijayawada, Lr.No. RC/ENC/Vig/AEE2/S(1)/4313/2009, dt. 17.07.2023 along with the representation of Smt. Metta Andalamma, legal heir and W/o Late M. Vasudeva Rao (Retd., &Expired), the then AE representation dt. 03.11.2022.

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ORDER:

Based on the recommendations of the DG, V&E in the vigilance report 1st read above, disciplinary proceedings were initiated against Sri M. Vasudeva Rao, the then Assistant Engineer in the G.O.3rd read above and the individual was placed under suspension in the G.O. 2nd read above in respect of allegations of irregularities and corruption in procurement of screw Gearing (SG) shutters under Vamsadhara Project in Srikakulam District.

2. In the representation 4th read above, the Charged Officer has submitted his written statements of defense.

3. Govt., after examination of the matter, have appointed the Sri K. Sahadeva Reddy, COI, GAD as Inquiring Authority to Inquire into the charges framed against Sri M. Vasudeva Rao, the then Assistant Engineer and others.

4. In the letter 6th read above, Sri K. Sahadeva Reddy, COI, GAD & Inquiry Authority has submitted the inquiry report stating that the charges framed against Sri M. Vasudeva Rao (Retd.,) the then AE are held proved.

5. In the memo 7th read above, enquiry report has been communicated to the Charged Officer to submit his explanations, if any, on the findings of the Inquiry Authority.

6. In the representation 8th read above, Sri M. Vasudeva Rao, the then AE (Retd.,) has submitted his written explanations.

7. Govt., after examination of the matter have provisionally decided to impose the penalty of 50% cut in pension against the charged officer and accordingly, issued show cause notice under Rule 9 of APRP Rules 1980 to Sri M. Vasudeva Rao the then AE (Retired) vide memo 9th read above, with a direction to show cause as to why a penalty of (50%) cut in pension permanently shall not be imposed on him within (10) days from

(P.T.O)

the date of receipt of this Memo., failing which it will be construed that he has no explanation to offer and necessary further action will be taken against him as per the material available on record with the Government.

8. In the letter 11th read above, the Engineer-in-Chief (Admin), WRD, Vijayawada has stated that Smt. Metta Andalamma, legal heir and W/o Late M. Vasudeva Rao , the then AE and now Retd., in the representation has submitted that her husband expired on 16.12.2021 and therefore requested to abate further action against her husband and release of all pensionary benefits. The Engineer-in-Chief (Admin), WRD, Vijayawada has further stated that Smt. Metta Andalamma, legal heir and W/o Late M. Vasudeva Rao , the then AE and now Retd., have filed the W.P.No.6574/2023 before the Hon'ble High Court with a prayer to release all pensioner benefits of her husband.

9. In the orders 10th read above, the Hon'ble High Court of Andhra Pradesh at Amaravathi has made the following orders:

> "without going into the merits of the case, the present Writ Petition is disposed of directing respondent 1,3&4 to consider the petitioner's representation dt. 03.11.2022, in accordance with law, and pass appropriate orders thereon, within a period of two (2) months from the date of receipt of a copy of this order". There shall be no order as to costs.

10. Government after careful examination of the matter have decided to abate further action against Sri M. Vasudeva Rao, the then AE (Retd & Expired), subject to recovery of loss caused to Government, if any, under Rule 9(7) of the A.P. Revised pension Rules, 1980, as he expired on 16.12.2021 and regularize his suspension period from 06.08.2009 to 31.01.2010 as "ON DUTY" as per F.R.54 (b) (2).

11. Accordingly, Govt., hereby abate further action against Sri M. Vasudeva Rao the then AE (Retd & Expired), subject to recovery of loss caused to Government, if any, under Rule 9(7) of the A.P. Revised pension Rules, 1980 duly regularizing his suspension period from 06.08.2009 to 31.01.2010 as "ON DUTY" as per F.R.54(b) (2).

12. The Engineer-in-Chief (AW), Water Resources Department, Vijayawada Shall take further necessary action accordingly.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

SHASHI BHUSHAN KUMAR
PRINCIPAL SECRETARY TO GOVERNMENT

To
Smt. Metta Andalamma, legal heir and W/o Late M. Vasudeva Rao (Retd &Expired), the then AE, Tekkali. (through the Engineer-in-Chief (AW))
The Engineer-in-Chief (AW), Water Resources Department, Vijayawada.
S.F./S.C.

Copy to
The Secretary, AP Vigilance Commissioner, AP Secretariat, Velagapudi, Amaravathi.
The Director General and EX-Officio Principal Secretary to Government, General Administration (V&E) Department, 2nd floor, NTR Administrative Block, P.N. Bus Station, Vijayawada – 520002.

//FORWARDED::BY ORDER//

SECTION OFFICER